

DRAFT

MINUTES OF THE CITY COUNCIL  
OF THE  
CITY OF GREENSBORO, N. C.

REGULAR MEETING:

15 APRIL 2003

The City Council of the City of Greensboro met in regular session at 6:00 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Keith A. Holliday, presiding; Councilmembers Claudette Burroughs-White, Sandra G. Carmany, Florence F. Gatten, Belvin J. Jessup, Yvonne Johnson, Robert V. Perkins, Thomas M. Phillips and Donald R. Vaughan. Absent: None. Also present were Ed Kitchen, City Manager; Linda Miles, City Attorney; and Susan E. Crotts, Deputy City Clerk.

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The meeting was opened with a moment of silence and the Pledge of Allegiance to the Flag.

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The City Manager recognized Brenda White-Jones, employee in the Human Resources Department, who served as courier for the meeting.

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The Manager announced that Butch Simmons, Interim Director of the Engineering and Inspections Department, had been officially appointed to the position of Department Director.

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Mayor Holliday outlined the Council procedures for conduct of the meeting.

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C. Thomas Martin, Director of the Planning Department, advised that the appeal filed for agenda item number six, an Ordinance rezoning from RS-40 Residential Single Family to Conditional Use- RM-12 Residential Multifamily for property locate don the south side of Hilltop Road, east of Stanley Road, south of Pennoak Road, and north of the terminus of Roediger Court, had been withdrawn.

The Mayor asked if anyone wished to speak to this matter.

Dick Berrens, residing at 22 Lake Forest Circle, stated he represented Carlos Hernandez and advised that the community's negotiations with the developer had satisfactorily resolved the initial concerns behind the appeal.

Councilmember Carmany moved that the ordinance be deleted from the agenda. The motion was seconded by Councilmember Johnson and unanimously adopted by voice vote of Council.

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The City Manager advised that a request had been received to continue agenda item number seven to the May 6, 2003 Council meeting. After the Mayor asked if anyone wished to speak to an ordinance rezoning from RS-Residential Single Family to Highway Business for property located on the north side of Dana Place between Freeman Mill Road and Bulla Street, and no one present in the Chamber wished to be heard, Councilmember Johnson moved that this item be continued to the May 6, 2003 Council meeting without further advertising. The motion was seconded by Councilmember Carmany and unanimously adopted by voice vote of Council.

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Mayor Holliday introduced an ordinance annexing territory to the corporate limits (Located at 5838 Rudd Station Road, 6100-6104 Corporate Park Drive, 3502 Lake Herman Drive, 5733 Summit Avenue and 6100-6104 Technology Drive—119.532 acres). He stated this matter was continued from the April 1, 2003 meeting of Council.

Following brief remarks by Mr. Martin, the Mayor asked if anyone wished to be heard. There being no one present wishing to speak to this matter Councilmember Phillips moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan.

03-78 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 5838 RUDD STATION ROAD, 6100-6104 CORPORATE PARK DRIVE, 3502 LAKE HERMAN DRIVE, 5733 SUMMIT AVENUE AND 6100-6104 TECHNOLOGY DRIVE – 119.532 ACRES)

Section 1. Pursuant to G.S. 160A-58.1, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at the southeast corner of Lot 1 of Map 3 of Phase 3 of Summit Industrial Park, as recorded in Plat Book 130, Page 119 in the Office of the Register of Deeds of Guilford County; thence with the south line of said Lot 1 the following courses and distances: S 77° 49' 54" W 115.00 feet to a point, S 62° 57' 55" W 99.38 feet to a point, N 74° 08' 44" W 148.17 feet to a point, S 72° 17' 16" W 122.88 feet to a point, and S 56° 58' 09" W 123.90 feet to the southwest corner of said Lot 1; thence with the west line of Lot 1 along the east right-of-way line of Rudd Station Road the following courses and distances: N 36° 42' 44" W 131.19 feet to a point, N 29° 11' 44" W 88.96 feet to a point, N 23° 33' 44" W 88.29 feet to a point, and N 20° 37' 38" W 808.08 feet to a point; thence with a curve to the right having a radius of 20.00 feet N 24° 22' 22" E a chord distance of 28.28 feet to a point in the southeast right-of-way line of Corporate Park Drive; thence with said right-of-way line N 69° 22' 22" E 268.89 feet to a point in the northwest line of Lot 1 of Phase 4 of Summit Industrial Park, as recorded in Plat Book 145, Page 87 in the Office of the Register of Deeds; thence continuing with said northwest line along the southeast right-of-way line of Corporate Park Drive 413.56 feet along a curve to the left having a radius of 889.00 feet and a chord bearing and distance of N 55° 33' 05" E 409.84 feet to the northernmost corner of said Lot 1; thence continuing along the same right-of-way curve 238.73 feet, chord bearing and distance of N 34° 31' 54" E 238.01 feet, to a point; thence 410.93 feet along said right-of-way line with a curve to the right having a radius of 940.00 feet and a chord bearing and distance of N 39° 03' 49" E 407.67 feet to a point; thence continuing with said right-of-way line N 52° 15' 36" E 603.25 feet to the west corner of Shamrock Environmental Corporation, as recorded in Deed Book 4258, Page 854 in the Office of the Register of Deeds; thence S 52° 30' 04" E 536.03 feet with Shamrock's southwest line to Shamrock's present south corner; thence N 39° 05' 24" E 1,072.93 feet with Shamrock's southeast line to Shamrock's east corner; thence S 40° 07' 12" E 64.29 feet with the southwest line of Lot 6 of Map Two of Lake Herman Corporate Center, as recorded in Plat Book 72, Page 110 in the Office of the Register of Deeds; thence S 59° 08' 19" E 31.54 feet with the southwest line of Lot 7 of said Map Two to a point; thence N 48° 51' 57" E 458.77 feet to a point in the southwest right-of-way line of Lake Herman Drive; thence with said right-of-way line the following courses and distances: 74.60 feet along a curve to the right having a radius of 989.68 feet and a chord bearing and distance of S 15° 25' 54" E 74.58 feet to a point, 308.76 feet along a curve to the left having a radius of 430.99 feet and a chord bearing and distance of S 33° 47' 44" E 302.20 feet to a point, and S 54° 16' 05" E 249.43 feet to a point at the corner of Lake Herman Drive and Technology Drive; thence S 35° 06' 36" W 69.88 feet with the northwest right-of-way line of Technology Drive to a point; thence S 54° 05' 43" E 59.35 feet with the southwest line of Map Three of Lake Herman Corporate Center, as recorded in Plat Book 72, Page 111 in the Office of the Register of Deeds, to a point; thence continuing with said southwest line S 48° 11' 20" E 291.83 feet to a point in the northwest line of Lot 71 of the Camp Herman Addition of Hardie Farm Subdivision, as recorded in Plat Book 14, Page 14 in the Office of the Register of Deeds; thence with the northwest lines of Lots 71-81 of said subdivision the following courses and distances: S 29° 22' 12" W 88.93 feet to a point, S 28° 58' 58" W 100.05 feet to a point, S 28° 40' 51" W 100.41 feet to a point, S 28° 46' 07" W 100.50 feet to a point, S 28° 44' 15" W 100.24 feet to a point, S 28° 34' 13" W 133.25 feet to a point, S 28° 52' 45" W 168.15 feet to a point, and S 28° 43' 39" W 200.61 feet to a point in the northwest line of said Lot 81; thence S 56° 05' 24" E 242.26 feet to a point in the northwest right-of-way line of Summit Avenue; thence with said right-of-way line S 33° 17' 19" W 191.58 feet to a point; thence continuing with said right-of-way line S 33° 55' 29" W 59.62 feet to a point; thence N 20° 54' 50" W 199.54 feet to a point; thence N 55° 51' 17" W 135.95 feet to a point; thence S 34° 06' 29" W 315.05 feet to a point; thence S 34° 02' 51" W 100.03 feet to

a point; thence S 33° 55' 55" W 94.92 feet to a point; thence S 33° 59' 41" W 154.74 feet to a point; thence S 33° 51' 08" W 100.17 feet to a point; thence S 33° 57' 12" W 100.04 feet to a point; thence N 55° 15' 38" W 269.52 feet to the northernmost corner of Lot 91 of the Camp Herman Addition of Hardie Farm Subdivision; thence with the northwest lines of Lots 91 and 92 of said subdivision S 33° 58' 44" W 425.05 feet to a point; thence N 77° 52' 41" W 77.40 feet to Charles R. Pattshall's northeast corner, as recorded in Deed Book 3354, Page 225 in the Office of the register of Deeds; thence N 76° 33' 57" W 72.42 feet with Pattshall's north line to his northwest corner; thence N 76° 37' 32" W 169.46 feet with the north line of Howard E. May to his northwest corner; thence N 76° 33' 07" W 119.98 feet with G. S. Gregory's north line to his northwest corner; thence N 76° 34' 32" W 179.80 feet with J. J. Swink's north line to a point; thence S 29° 04' 42" W 299.24 feet with Swink's northwest line to the northernmost corner of Howard L. and Leo J. Swink; thence with said Swink's north line the following courses and distances: S 65° 16' 30" W 58.02 feet to a point, S 51° 17' 32" W 92.91 feet to a point, and S 77° 49' 54" W 184.39 feet to the point and place of BEGINNING, and containing approximately 119.532 acres.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after June 30, 2003, the liability for municipal taxes for the 2003-2004 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after June 30, 2003.

(Signed) Thomas M. Phillips

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Mayor Holliday stated this was the time and place set for a public hearing to consider a resolution authorizing on the basis of public necessity, roadway improvements-widening Elm-Eugene Street to 4-Lanes with median, curb and gutter, and sidewalks on both sides from Vandalia Road to Vivian Lane.

Adam Fischer, traffic engineer with the Department of Transportation, briefly explained that the project had been approved by voters in the year 2000 bond package. He spoke to the location and the process by which this improvement option had been selected.

The Mayor asked if anyone wished to be heard.

The following speakers spoke to the request.

Adeline Thomas stated she owned property at 3527 South Elm Eugene Street. After explaining that she had no objection to the improvements themselves, which, in her opinion, would benefit the community, she expressed concern about how property owners would be compensated for property taken by the improvement construction project. She questioned the fairness of the assessments policy requiring payment by the City to citizens for their property and the charges for assessments to that property charged to citizens by the City.

Jacqueline Koontz, residing at 100 Old Treybrooke Drive, stated she lacked understanding on how the proposed project would impact her property. She outlined the history of her property purchase and development,

advised that she was not aware of the proposed improvements when she purchased her property, expressed various concerns with respect to information she had received regarding the impact of the development on her property, and presented pictures of her home. After Ms. Koontz expressed concern with respect to the impact of the roadway improvements on her property value, she advised that she recently had the property appraised.

Mr. Fischer spoke to details of the preliminary design phase for the project and advised that the actual design phase was just beginning. After he noted the dimensions of the existing road and the footage needed for symmetrically widening the road, he discussed the process by which the median design had been selected. The City Manager advised that the design was not complete and that the request to Council was for authorization to move forward with the project as designed in large scope. He explained that property negotiations and an assessment for curb and gutter would typically be involved at later stages in the assessment process.

Billie Chilton, owner of property located at 3525 South Elm Eugene Street, stated his home lacked sufficient property for current set back line requirements due to the lack of code requirements when the home was constructed. He outlined information he had received with respect to the cost of the proposed assessments to property owners and spoke to statements in a letter from the City pertaining to property condemnation. Mr. Chilton requested clarification as to why a median versus a turn lane was selected in the preliminary design process and expressed concern that he would not be able to turn left from his property if the median were installed. He shared his opinion that to turn left, he would have to make a u-turn at a dangerous intersection on Vandalia Road. Mr. Chilton stated that he had attended a related public meeting earlier in the process, and advised that he had not received a response to a letter in which he had expressed objection to the proposed median design. Ms. Chilton reiterated concerns expressed by Mr. Chilton.

Harrell Freeman, residing at 102 East Vandalia Road, stated he owned six hundred feet of property from Vandalia Road South. He spoke to concerns with regard to having to make a u-turn if the median were built, his understanding that the project would remove fifteen feet beyond the existing right of way from his property, the charge for the curb and gutter assessment, and his opinion that his property would be devalued from the improvement as proposed. Mr. Freeman advised that while he could live with the proposed changes, on his fixed income he could not afford to live in his home if he incurred additional expenses.

Jacqueline Koonce, residing at 100 Old Treybrooke Drive, expressed concern with respect to the possibility of raising speed limits and other traffic safety issues impacting her residence and her children due to the proposed proximity of the road with respect to her property. She requested that the communication process between the City and residents include more personal contact.

Councilmember Perkins discussed the shift in the community from turn lanes to more aesthetic medians, noting various intersections of this type and the potential long-term benefits of this type of design.

After Councilmember Phillips expressed concern that citizens' properties retain livable characteristics, he requested staff to provide additional information to residents with respect to the impact of the improvements on their properties. The City Manager designated Adam Fischer as the staff contact for citizens. Councilmember Perkins suggested a paper summarizing the basis for and equitability and fairness of the assessments process policy should be available for citizens' review and advised that the State of North Carolina did not assess fees for curb and gutter when widening state road sections.

Councilmember Johnson expressed concern that members of the community were unclear about the impact of the proposal on their property. She thereupon moved that the resolution authorizing on the basis of public necessity, roadway and improvements- widening Elm-Eugene Street to 4-Lanes with median, curb and gutter, and sidewalks on both sides from Vandalia Road to Vivian Lane, be continued to the May 20, 2002 meeting without further advertising. The motion was seconded by Councilmember Phillips and unanimously adopted by voice vote of Council.

The Manager advised that the assessments policy would be covered in an upcoming briefing and stated that staff would take appropriate action with residents in the area.

Odell Payne, residing in McLeansville, North Carolina, advised Council that the delay of their vote would impact his ability to have a platt recorded for related property he owned; the Mayor advised that the item could not be heard before May 20, 2003 in order for staff to have sufficient time to provide additional information to area residents.

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Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution closing unnamed 15-foot alley, from 25 feet east of the centerline of Park Terrace southwestward to its end, a distance of approximately 211 feet.

The Mayor asked if anyone wished to be heard. There being no one present in the Chamber wishing to speak, Mr. Martin provided brief remarks; he noted staff recommended approval of this item.

Councilmember Vaughan thereupon moved adoption of the resolution. The motion was seconded by Councilmember Phillips; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

82-03 RESOLUTION CLOSING UNNAMED 15-FOOT ALLEY, FROM 25 FEET EAST OF THE CENTERLINE OF PARK TERRACE SOUTHWESTWARD TO ITS END, A DISTANCE OF APPROXIMATELY 211 FEET

WHEREAS, the owner of all of the property abutting both sides of an unnamed 15-foot alley, from 25 feet east of the centerline of Park Terrace southwestward to its end, a distance of approximately 211 feet, has requested in writing that said alley be closed to the general public and the City's interest therein released;

WHEREAS, a notice was duly published that a public hearing would be held by the City Council in the Council Chamber in the Municipal Office Building on Tuesday, April 15, 2003 at 6:00 p.m. on the closing of said alley;

WHEREAS, the public hearing has now been held and no objections have been made to the closing thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the City Council hereby finds as a fact that the owner of all of the property abutting both sides of the hereinafter mentioned alley has requested in writing that said alley be closed to the general public and the City's interest therein released.
2. That the City Council hereby finds as a fact that the closing of the alley to the general public is not contrary to the public interest and that no individual or other party owning property in the vicinity of the alley or in the subdivision in which the alley is located will be deprived of the reasonable means of ingress or egress to his or its property.
3. That the following alley is hereby permanently closed to the general public and the City's interest therein released:

UNAMED 15-FOOT ALLEY, FROM 25 FEET EAST OF THE CENTERLINE OF PARK TERRACE SOUTHWESTWARD TO ITS END, A DISTANCE OF APPROXIMATELY 211 FEET

4. That the City of Greensboro hereby reserves a utility easement over each existing utility line located in the above mentioned alley until such time as said line is no longer required by the City.

(Signed) Donald R. Vaughan

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Mayor Holliday stated this was the time and place set to for a public hearing to consider a resolution closing Lucas Street, 1) from 25 feet west of the centerline of Holders Road westward to 40 feet east of the centerline of Troxler Road, 2) from 40 feet west of the centerline of Troxler Road westward to 25 feet east of the centerline of Fewell Road, 3) from 25 feet west of the centerline of Fewell Road westward to 40 feet east of the centerline of Pine Street, and 4) from 40 feet west of the centerline of Pine Street westward to its end.

Mr. Martin provided brief remarks; he noted staff recommended approval of this item.

The Mayor asked if anyone wished to be heard. There being no one present in the Chamber wishing to speak to this matter Councilmember Phillips moved adoption of the resolution. The motion was seconded by Councilmember Vaughan. The resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

83-03 RESOLUTION CLOSING LUCAS STREET, 1) FROM 25 FEET WEST OF THE CENTERLINE OF HOLDERS ROAD WESTWARD TO 40 FEET EAST OF THE CENTERLINE OF TROXLER ROAD, 2) FROM 40 FEET WEST OF THE CENTERLINE OF TROXLER ROAD WESTWARD TO 25 FEET EAST OF THE CENTERLINE OF FEWELL ROAD, 3) FROM 25 FEET WEST OF THE CENTERLINE OF FEWELL ROAD WESTWARD TO 40 FEET EAST OF THE CENTERLINE OF PINE STREET, AND 4) FROM 40 FEET WEST OF THE CENTERLINE OF PINE STREET WESTWARD TO ITS END

WHEREAS, the owners of all of the property abutting both sides of Lucas Street have requested in writing that said street be closed to the general public and the City's interest therein released;

WHEREAS, a notice was duly published that a public hearing would be held by the City Council in the Council Chamber in the Municipal Office Building on Tuesday, April 15, 2003 at 6:00 p.m. on the closing of said street;

WHEREAS, the public hearing has now been held and no objections have been made to the closing thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

5. That the City Council hereby finds as a fact that the owner of all of the property abutting both sides of the hereinafter mentioned street has requested in writing that said street be closed to the general public and the City's interest therein released.
6. That the City Council hereby finds as a fact that the closing of the street to the general public is not contrary to the public interest and that no individual or other party owning property in the vicinity of the street or in the subdivision in which the street is located will be deprived of the reasonable means of ingress or egress to his or its property.
7. That the following street is hereby permanently closed to the general public and the City's interest therein released:

LUCAS STREET, 1) FROM 25 FEET WEST OF THE CENTERLINE OF HOLDERS ROAD WESTWARD TO 40 FEET EAST OF THE CENTERLINE OF TROXLER ROAD, 2) FROM 40 FEET WEST OF THE CENTERLINE OF TROXLER ROAD WESTWARD TO 25 FEET EAST OF THE CENTERLINE OF FEWELL ROAD, 3) FROM 25 FEET WEST OF THE CENTERLINE OF FEWELL ROAD WESTWARD TO 40 FEET EAST OF THE CENTERLINE OF PINE STREET, AND 4) FROM 40 FEET WEST OF THE CENTERLINE OF PINE STREET WESTWARD TO ITS END

8. That the City of Greensboro hereby reserves a utility easement over each existing utility line located in the above mentioned street until such time as said line is no longer required by the City.

(Signed) Thomas M. Phillips

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Moving to the Consent Agenda, Councilmember Burroughs-White removed item sixteen and Councilmember Gatten removed item nineteen from the Consent Agenda.

Councilmember Vaughan thereupon moved adoption of the ordinances, resolutions and motions on the amended Consent Agenda. The motion was seconded by Councilmember Carmany; the Consent Agenda was adopted as amended on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

84-03 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2001-52 WITH THOMPSON-ARTHUR/APAC FOR ROADWAY AND UTILITY IMPROVEMENTS

WHEREAS, after due notice, bids have been received for various roadway and utility improvements throughout the City;

WHEREAS, Thompson-Arthur/APAC, a responsible bidder, has submitted the low base and alternate bid in the total amount of \$821,791.01 as general contractor for Contract No. 2001-52, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Thompson-Arthur/APAC is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made from Account No. 220-6054-01.

(Signed) Donald R. Vaughan

(A tabulation of bids for contract 2001-52 for roadway and utility improvements if filed with the above resolution and is hereby referred to and made a part of these minutes.)

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85-03 RESOLUTION AUTHORIZING CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN PORTION OF THE PROPERTY OF JOSEPH L. MEACHUM & THERESA MEACHUM, IN CONNECTION WITH THE ALOE ROAD IMPROVEMENTS PROJECT

WHEREAS, Joseph L. Meachum & Theresa Meachum are the owners of certain property located on Hibler Road, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Aloe Road Improvements Project;

WHEREAS, negotiations with the owners at the appraised value of \$7,416.74 have been unsuccessful and said portion of property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owners in the amount of \$7,416.74;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$7,416.74 to the Clerk of Superior Court as compensation to the owners, payment to be made from Account No. 402-6001-01.6012 CBR 001.

(Signed) Donald R. Vaughan

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86-03 RESOLUTION AUTHORIZING CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN PORTION OF THE PROPERTY OF JOSEPH L. MEACHUM & THERESA MEACHUM, IN CONNECTION WITH THE ALOE ROAD IMPROVEMENTS PROJECT

WHEREAS, Joseph L. Meachum & Theresa Meachum are the owners of certain property located on Aloe Road, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Aloe Road Improvements Project;

WHEREAS, negotiations with the owners at the appraised value of \$2,318.75 have been unsuccessful and said portion of property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owners in the amount of \$2,318.75;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$2,318.75 to the Clerk of Superior Court as compensation to the owners, payment to be made from Account No. 402-6001-01.6012 CBR 001.

(Signed) Donald R. Vaughan

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87-03 RESOLUTION AUTHORIZING CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN PORTION OF THE PROPERTY OF JOHN W. GANN & MILDRED S. GANN, IN CONNECTION WITH THE REEDY FORK FORCE MAIN PROJECT

WHEREAS, John W. Gann & Mildred S. Gann are the owners of certain property located on Dick Mills Road, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Reedy Fork Force Main Project;

WHEREAS, negotiations with the owners at the appraised value of \$505.00 have been unsuccessful and said portion of property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owners in the amount of \$505.00;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$505.00 to the Clerk of Superior Court as compensation to the owners, payment to be made from Account No. 509-7058-01.6019 CBR 001.

(Signed) Donald R. Vaughan

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88-03 RESOLUTION AUTHORIZING CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN PORTION OF THE PROPERTY OF MR. & MRS. WINFRED R. HUTTON, SR., IN CONNECTION WITH THE ALOE ROAD IMPROVEMENTS PROJECT

WHEREAS, Mr. & Mrs. Winfred R. Hutton, Sr. the owners of certain property located on Aloe Road, said property being as shown on the attached map;



WHEREAS, a portion of said property is required by the City in connection with the Aloe Road Improvements Project;

WHEREAS, negotiations with the owners at the appraised value of \$1,841.86 have been unsuccessful and said portion of property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owners in the amount of \$1,841.86;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$1,841.86 to the Clerk of Superior Court as compensation to the owners, payment to be made from Account No. 402-6001-01.6012 CBR 001.

(Signed) Donald R. Vaughan

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03-79 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR A  
"CONVERSION OF SMALL DETENTION PONDS TO BIORETENTION AREAS" GRANT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-6552-01.4110	Salaries and Wages	\$17,770
220-6552-01.4510	FICA Contribution	\$ 1,359
220-6552-01.4520	Retirement Contribution	\$ 871
220-6552-01.5239	Miscellaneous Supplies	\$ 5,000
220-6552-01.5510	Business and Meeting Expenses	\$ 5,000
220-6552-01.5928	In-Kind Services	\$60,000
220-6552-01.5949	Miscellaneous	<u>\$60,000</u>
TOTAL:		\$150,000

and, that this increase be financed by increasing the following State, Federal, and Other Grants Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-6552-01.8695	Local In-Kind Services	\$60,000
220-6552-01.7110	State Grant	<u>\$90,000</u>
TOTAL:		\$150,000

(Signed) Donald R. Vaughan

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89-03 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY OF RALPH E. AND CHRISTINA R.  
SETZER FOR THE HILLTOP ROAD WIDENING PROJECT

WHEREAS, in connection with the Hilltop Road Widening project, the property owned by Ralph E. & Christine R. Setzer, Tax Map No. 11-684-A-867-34 & 35 and 11-684-B-867-1 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$9,327.00 and the owner has agreed to settle for the price of \$10,000.00, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

WHEREAS, the owner has agreed to convey said property to the City at the agreed price and it is deemed in the best interest of the City to acquire said property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the agreed price of the above mentioned portion of property in the amount of \$10,000.00 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 431-6002-49.6012 CBR 083.

(Signed) Donald R. Vaughan

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03-80 ORDINANCE AMENDING FY 02-03 ANNUAL BUDGET FOR WORKFORCE INVESTMENT ACT (WIA) ACTIVITIES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 02-03 Budget of the City of Greensboro is hereby amended as follows:

SECTION 1

That the appropriation to the Workforce Investment Act (WIA) Youth Supplement Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
216-0252-53.5277	Promotions – Community Events	\$36,580

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Youth Supplement Grant Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
216-0252-53.7100	Federal Grant	\$36,580

SECTION 2

That the appropriation to the Workforce Investment Act (WIA) Youth Supplement Grant Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
216-0253-53.5277	Promotions – Community Events	\$36,580

and, that this increase be financed by increasing the Workforce Investment Act (WIA) Youth Supplement Grant Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
216-0253-53.7100	Federal Grant	\$36,580

SECTION 3

That the appropriation to the Workforce Investment Act (WIA) JobLink Grant Fund be increased as follows:

216-0252-54.5427	Contracted Construction	\$60,850
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and, that this increase be financed by increasing the Workforce Investment Act (WIA) JobLink Grant Fund account:

216-0252-54.7100	Federal Grant	\$60,850
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SECTION 4

That the appropriation to the Workforce Investment Act (WIA) JobLink Grant Fund be increased as follows:

216-0253-54.5419	Other Services	\$56,888
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and, that this increase be financed by increasing the Workforce Investment Act (WIA) JobLink Grant Fund account:

216-0253-54.7100	Federal Grant	\$56,888
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SECTION 5

That the appropriation to the Workforce Investment Act (WIA) Capacity Building Grant Fund be increased as follows:

216-0253-52.5419	Other Services	\$2,000
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and, that this increase be financed by increasing the Workforce Investment Act (WIA) Capacity Building Grant Fund account:

216-0253-52.7100	Federal Grant	\$2,000
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SECTION 6

That the appropriation to the Workforce Investment Act (WIA) Performance Incentives Grant Fund be increased as follows:

216-0253-50.4110	Salaries and Wages	\$70,866
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and, that this increase be financed by increasing the Workforce Investment Act (WIA) Performance Incentives Grant Fund account:

216-0253-50.7100	Federal Grant	\$70,866
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SECTION 7

That the appropriation to the North Carolina Employment & Training Grant Fund be increased as follows:

216-0273-70.4110	Salaries and Wages	\$5,697
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and, that this increase be financed by increasing the North Carolina Employment & Training Grant Fund account:

216-0273-70.7110	State Grant	\$5,697
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SECTION 8

That the appropriation to the Workforce Investment Act (WIA) Administrative Grant Fund be increased as follows:

216-0213-10.4110	Salaries and Wages	\$21,801
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and, that this increase be financed by increasing the Workforce Investment Act (WIA) Administrative Grant Fund account:

216-0213-10.7100	Federal Grant	\$21,801
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SECTION 9

That the appropriation to the Workforce Investment Act (WIA) Dislocated Worker Grant Fund be increased as follows:

216-0233-33.5429	Other Contracted Services	\$196,206
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and, that this increase be financed by increasing the Workforce Investment Act (WIA) Dislocated Worker Fund account:

216-0233-30.5429	Federal Grant	\$196,206
Grant Total (All Grants)		\$487,468

(Signed) Donald R. Vaughan

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Motion to make a part of the minutes report of budget adjustments covering period March 1- 31, 2003 was unanimously adopted. (A copy of the report is filed in Exhibit Drawer M, Exhibit Number 1 and is hereby referred to and made a part of the minutes.)

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Motion to approve minutes of April 1, 2003 was unanimously adopted.

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After the Mayor introduced a resolution authorizing City Attorney to institute proceedings to condemn portion of the property of Otis Lockett, Sr. and wife, Barbara T. Lockett and Dorothy O. Wallington and husband Frank W. Wallington in connection with the Aloe Road Improvements Project, Councilmember Burroughs-White explained that the property owner may not have received notification of the condemnation within the standard time frame. The City Attorney stated that a change in property ownership had taken place during the notification process; she requested Council to continue this matter to the May 6, 2003 Council meeting to allow staff to follow proper notification procedures for the new property owner. Councilmember Burroughs-White moved to continue this matter to the May 6, 2003 Council Meeting. The motion was seconded by Councilmember Johnson and unanimously adopted by voice vote of Council.

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Mayor Holliday introduced a resolution approving bid in the amount of \$113,953 and authorizing Contract No. 2003-05 with Mustang Enterprises for the Rosewood Park/Mayfair Avenue improvements. Councilmember Gatten spoke to the history of the Park's planning and recognized Jack and Mary Lou Zimmerman for their efforts in the neighborhood and on this project. She spoke to the amenities of the park, the construction schedule and noted this was the first City park to have signage in Spanish, English and Montagnard languages.

Councilmember Gatten moved adoption of the resolution. The motion was seconded by Councilmember Johnson; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

90-03 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2003-05 WITH MUSTANG ENTERPRISES FOR THE ROSEWOOD PARK/MAYFAIR AVENUE IMPROVEMENTS

WHEREAS, after due notice, bids have been received for community park improvements for the Rosewood Park/Mayfair Avenue area;

WHEREAS, Mustang Enterprises, a responsible bidder, has submitted the low base and alternate bid in the total amount of \$113,953.00 as general contractor for Contract No. 2003-05, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Mustang Enterprises is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made from Account No. 212-2202-10.5285.

(Signed) Florence F. Gatten

(A tabulation of bids for contract number 2003-05 for the Rosewood Park/Mayfair Avenue Improvements is filed with the above resolution and is hereby referred to and made a part of these minutes.)

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Mayor Holliday introduced an ordinance amending Chapter 20 of the Greensboro Code of Ordinances with respect to Peddlers, Solicitors, etc. The City Manager stated that the proposed amendment had been written at the request of various sectors of the business community and covered extensively in briefings and by the press. Noting that the ordinance did not prohibit activities allowed under the current ordinance, City Manager Kitchen advised that the proposed amendment addressed safety issues and would allow stronger enforcement of the code.

The Mayor asked if anyone wished to be heard. No one present wished to speak to this matter.

Councilmember Johnson moved adoption of the ordinance. The motion was seconded by Councilmember Phillips; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

**203-81 ORDINANCE REQUIRING THE REGISTRATION AND PERMITTING OF PERSONS BEGGING OR SOLICITING ALMS FOR PERSONAL GAIN**

WHEREAS, a safety problem has been identified with persons attempting to solicit sales or contributions for personal gain from the occupants of vehicles on certain streets and pedestrians using the sidewalks within the City; and

WHEREAS, this practice has been identified as being unsafe for both the persons engaging in the solicitation and for vehicular and pedestrian traffic in general; and

WHEREAS, the activity of attempting to solicit sales or contributions for personal gain from the occupants of vehicles on certain city streets and pedestrians using the sidewalks constitutes an impediment to the safe flow of traffic and the safe use of sidewalks in the City of Greensboro; and

WHEREAS, the regulation of this type of commercial speech is necessary to prevent fraud and is not incompatible with the protection of the health, life and property of the citizens of the City; and

WHEREAS, Sections 13-31 and 13-104 of the Greensboro Code of Ordinances requires a privilege license for every person using the streets of the City for the purpose of soliciting; and

NOW, THEREFORE, pursuant to the authority granted by N.C.G.S. Section 160A-178, N.C.G.S. Section 160A-179, N.C.G.S. Section 160A-300 and N.C.G.S. Section 20-175, the following ordinance is hereby enacted:

Section 1: That new Article IV entitled "PERSONS BEGGING OR SOLICITING ALMS FOR PERSONAL GAIN" and the following subsections shall be added to Section 20 of the City Code to read as follows:

Section 20-65: Intent.

The purpose of this ordinance is to require the registration and permitting of street peddlers, beggars and charitable solicitors who attempt to solicit sales or contributions for their own personal gain from occupants of vehicles and pedestrians on certain streets and sidewalks within the City of Greensboro, and to thereby regulate and ensure the safety of vehicular and pedestrian traffic flow and to promote roadway safety and sidewalk safety. The provisions of this Article shall not apply to bona fide members of charitable, religious, civic or fraternal organizations which are exempt from the payment of privilege licenses and who receive no compensation of any kind for their services. Those persons excluded under the provisions of Article III, Section 20-61 (b) and (c) are excluded from the provisions of this Article.

Section 20-66: Registration and Permit/Privilege License Required.

No person shall sell, or offer goods for sale, or solicit contributions for their own personal benefit or engage in any other form of commercial speech in the City of Greensboro unless such persons have previously registered therefore and obtained the permit/ privilege license required under Section 13-31 and Section 13-104 of the Greensboro Code of Ordinances.

Section 20-67: Registration and Permit/Privilege License Procedures

- (a) Registrations and applications for privilege licenses under this ordinance shall be submitted to the Office of the City Tax Collector on forms provided by the Office of the City Tax Collector. Registration shall be valid for a period not to exceed one (1) year. The permit/privilege license issued hereunder shall not exceed three (3) consecutive calendar months, however upon further application, information or reports as may be deemed to safeguard the interest of the public and carry out the purposes of this Article, the Tax Collector may renew and issue permits/privilege licenses for additional periods not to exceed three (3) consecutive calendar months.
- (b) Any permit/privilege license issued under this Article shall be non-transferable.

Section 20-68: Time

Any person who begs or solicits alms for his or her own personal gain after sunset or before sunrise is guilty of a misdemeanor.

Section 20-69: Place

Any person who begs or solicits alms for his or her own personal gain when the person is in any of the following places is guilty of a misdemeanor: (a) At any bus stop or train stop; (b) In any public transportation vehicle or facility; (c) In any vehicle on the street; or (d) on private property, unless the person has written permission from the owner of the property to beg or solicit alms on the property.

Section 20-70: Manner

Any person who begs or solicits alms for his or her own personal gain in any of the following manners is guilty of a misdemeanor: (a) By coming within three feet of the person being solicited, until that person has clearly indicated that he or she wants to make a donation; (b) By blocking the path of the person being solicited along a sidewalk or street; (c) By following the person being solicited after they have walked away; (d) By using profane or abusive language, either during the solicitation, or following a refusal; (e) By soliciting in a group of two or more people; or (e) By any statement, gesture, or other form of communication by which a reasonable person in the situation of the person solicited would perceive to be a threat.

Section 20-71: False or Misleading Solicitation

- A- Any person who knowingly makes any false or misleading representation in the course of soliciting a donation or begging for alms is guilty of a misdemeanor. False or misleading representations include, but are not limited to, the following:
  - 1- Stating that the donation is needed to meet a specific need, when the solicitor already has sufficient funds to meet that need and does not disclose that fact;
  - 2- Stating that the donation is needed to meet a need which does not exist;
  - 3- Stating the solicitor is from out of town and stranded when that is not true;
  - 4- Wearing a military uniform or other indication of military service, when the solicitor is neither a present nor former member of the service indicated;
  - 5- Wearing or displaying an indication of physical or mental disability, when the solicitor does not suffer the disability indicated;
  - 6- Use of any makeup or device to simulate any deformity; or
  - 7- Stating that the solicitor is homeless, when he or she is not.
- B- Any person who solicits a donation stating that the funds are needed for a specific purpose and then spends the funds received for a different purpose is guilty of a misdemeanor.

- C- This section establishes a single offense. Evidence, which establishes that the defendant violated the section, is sufficient for conviction and need not establish which subdivision was violated.

#### Section 20-72 Permit/Privilege License Required

- A- No person shall beg or solicit alms for personal gain without first registering and obtaining a permit/privilege license issued by the tax department. A person who has registered and who has been issued a permit/privilege license shall keep it on his or her person at all times while begging or soliciting alms for personal gain and shall show it to any law enforcement officer or tax collector immediately upon request. No person whose permit/privilege license has been revoked shall beg or solicit alms for a period of two years following the date of the revocation. Any person who violates this subdivision is guilty of a misdemeanor.
- B- The City Tax Collector's Office shall issue the permit/ privilege license, without fee, to any eligible person who comes to the City Tax Collector's Office and presents a photographic identification.
- C- A person is not eligible for a permit/privilege license if within the past five years the person has: 1- been convicted of two or more violations of this chapter, 2- has had a permit/ privilege license revoked pursuant to subdivisions (e) or (f) of this section, or has been convicted of two or more offenses under the law of any jurisdiction which involve aggressive or intimidating behavior while begging or soliciting alms, or false or misleading representations while begging or soliciting alms.
- D- If the City Tax Collector's Office is unable to determine eligibility within 24 hours of the application, the department shall issue a temporary permit/ privilege license good for 5 days and determine eligibility for a regular permit/privilege license before the temporary permit/privilege license expires. The regular permit/privilege license shall expire three months from the date of issuance. Along with the initial permit/privilege license, the applicant shall be given a copy of this Chapter of the Greensboro Code of Ordinances.
- E- Any person who makes any false or misleading statement while applying for a permit/privilege license under this section is guilty of a misdemeanor. Upon conviction of a violation of this subdivision, the tax department shall revoke any permit/ privilege license issued to the person under this section.
- F- If a permit/privilege license is issued to a person under this section and that person subsequently commits and is convicted of a violation of any provision of this Chapter, the tax department shall revoke the permit/privilege license.

#### Section 20-73: Violations

Any violation of this section shall be a misdemeanor and may be enforced by any one or more of the remedies authorized by the provisions of N.C.G.S. Section 14-4 or N.C.G.S. Section 160A-175.

Section 2: That in order to give full effect of the "Registration of Persons Begging or Soliciting Alms for Personal Gain" Ordinance and for the purposes of registering and obtaining permits for street and sidewalk solicitations, this ordinance shall supersede all other requirements of the Greensboro Code of Ordinances.

Section 3: That all other ordinances or parts of ordinances inconsistent herewith are hereby repealed.

Section 4: That this ordinance shall become effective upon adoption.

(Signed) Yvonne J. Johnson

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Mayor Holliday introduced a resolution approving bid in the amount of \$9,603,000 and authorizing Contract No. 2003-12 with J.M. Thompson Company of Cary, NC for the Water Resources Operations Center, Police District Building 2 Building and Fire Station #11 Replacement (WROC 2-11). The Manager advised that staff requested this matter be continued to the May 6, 2003 Council meeting, to allow for processing final details. Councilmember Johnson moved that the item be continued to the May 6, 2003 Council meeting. The motion was seconded by Councilmember Vaughan and unanimously adopted by voice vote of Council.

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Ellen Whitlock, Executive Director of Senior Resources of Guilford, spoke to the City Council's history of funding human service agencies. She urged Council to consider alternative methods to continue financial support of services needed by citizens and to eliminate rent for human service agencies located in City owned buildings. Ms. Whitlock spoke to services provided by Senior Resources of Guilford in terms of programs provided, demographic profiles of clients served, needs of clients, the proportion of clients living within the city limits, and proportions of funding received from Guilford County and federal grants. Several members of Council expressed their appreciation for the services provided by the agency.

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Cindi Dorman, residing at 607 Candlewood Drive, spoke on behalf of the Family Life Council. She thanked Council for their past support of the agency and use of space in the Dorothy Bardolph Building. Ms. Dorman provided detailed information with respect to services and benefits provided by the agency's teen parent program. After noting budget constraints, she requested Council to consider their support of human service funding agencies with reduced rent or other alternative funding.

In discussion with Council, Ms. Dorman advised that during the past year, this program received \$6,000 from the City and no funding from Guilford County. Councilmember Phillips expressed his opinion that because social services were a County responsibility, the County was the appropriate source for their program funding.

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Anne Umstead, Executive Director of the Adult Center for Enrichment, with offices located at 301 East Washington Street, spoke to the history of the agency at the Dorothy Bardolph Building. Ms. Umstead stated that while the agency did not have human service funding issues, the use of the Dorothy Bardolph Building was a key to the agency's ability to provide care to seniors with Alzheimer's disease.

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The Mayor spoke briefly to upcoming Council budget work sessions. He noted that Council had informally reached consensus in January to eliminate City funding for social services in order to allow human service agencies to explore other avenues for their funding needs well in advance of the upcoming City budget allocation process.

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Tom Sinks, residing at 5305 Century Oaks Drive, stated he represented Carolina Model Railroaders, a non-profit group and former tenant of the old Depot, currently under renovation by the City. He spoke to his previous efforts to secure rental space at a very low rate at the Depot once the renovation in progress was completed. Mr. Sink noted that following Council's mandate that the space be leased for profit to help defray the expenses of the Multi-Modal Center under construction at the Depot, he had no current assurances that space could be leased at a rate his organization could afford.

After Council discussed the possible value of a railroad exhibit at the new Depot as an attraction, Councilmember Gatten voiced her intent to stand by Council's earlier decision to defray operations expenses with revenue by leasing space at the facility. After lengthy discussion, Council advised Mr. Sink to contact Brown Property Management, the agent contracted by the City to lease Depot space, to explore leasing options for his organization.

Mike Cramer, employee with the Department of Transportation, provided a brief update on the status of leasing efforts for the new Depot and the anticipated timeline for the opening of the facility. He stated that an update would be provided in the future.

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Councilmember Johnson advised that she would provide a written report on the Willow Oaks redevelopment project to Council.

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Councilmember Jessup moved that Randall Scott be appointed to the Parks and Recreation Commission, to fill the unexpired portion of term of Kevin Wright; this term will expire August 15, 2005. The motion was seconded by Councilmember Carmany and unanimously adopted by voice vote of Council.

In response to questions from Councilmember Jessup concerning progress on storm debris cleanup, Assistant City Manager Johnson advised that staff would provide written information. He noted that crews were on schedule, spoke to the projected tonnage that would be picked up, and advised that reimbursement funds would be received from the Federal Emergency Management Agency.

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Councilmember Phillips reported that citizens had expressed concern that the storm debris contractor was not completing pickup on streets before moving on to new locations. Assistant Manager Johnson stated he would follow up to make sure staff considered this when routing the contractor through neighborhoods for storm debris pick up.

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Councilmember Burroughs-White added the name of Walter Johnson, III to the boards and commissions databank for consideration for future service.

After Councilmember Burroughs-White expressed concern with respect to residences that had ten or more vehicles parked in their yards, the City Attorney advised that no limits existed in the Greensboro Code of Ordinances or State Law with respect to the number of cars that could be parked at a residence. Councilmember Perkins expressed interest in exploring legislative options to address the number of vehicles that could be parked in a yard. The Mayor requested the City Attorney to research the subject.

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Councilmember Gatten moved that the name of John M. Cross, Jr. be added to the boards and commissions data bank for future consideration for service on the Board of Adjustment.

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Councilmember Carmany moved that John Lindsay be reappointed serve an additional term on the Heating and Examining Board; this term will expire 15 August 2005. The motion was seconded by Councilmember Perkins and unanimously adopted by voice vote of Council.

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Mayor Holliday added to the boards and commissions data bank the names of Spoma Javanovic for consideration for service on the Community Resource Board or the Human Relations Commission; and the name of Daron R. Sellars for consideration for service on the Tourism Development Authority, Airport Authority, Board of Trustees for Public Library or the Community Resource Board.

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Council spoke to recent and future events of interest to the community.

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The City Manager polled Council to schedule their consideration of an ordinance proposing changes in conditional use zoning procedures. It appeared to be the consensus of Council to consider the matter at the May 6, 2003 Council meeting.

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Councilmember Carmany moved that Council adjourn to a closed session for the purpose of discussing industry expansion. The motion was seconded by Councilmember Vaughan and unanimously adopted by voice vote of Council.

THE MEETING WAS ADJOURNED TO CLOSED SESSION AT 8:11 P.M.

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Susan E. Crotts  
Deputy City Clerk

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Keith A Holliday  
Mayor

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